NO. 98-12149

MICHAEL J. McAULIFFE

*

VS.

*

OF TRAVIS COUNTY, TEXAS

*

KATHERINE SUE SANCHEZ JACKSON

*

53RD JUDICIAL DISTRICT

FINAL SUMMARY JUDGMENT GRANTING PERMANENT INJUNCTION AND PREFILING ORDER

On the 30th day of November, 2000, the Court heard the Motion for Summary Judgment filed in this cause by Michael J. McAuliffe, Plaintiff. The Court, after examining the pleadings timely filed, the motion for summary judgment, the response filed by Katherine Sue Sanchez Jackson, and the summary judgment evidence admitted for consideration, determined that Michael J. McAuliffe is entitled to summary judgment as follows:

PERMANENT INJUNCTION

IT IS ORDERED, ADJUDGED and DECREED that Defendant Katherine Sue Sanchez

Jackson be, and hereby is, commanded to desist and refrain from the following acts and/or conduct

permanently, to wit:

A. Contacting Plaintiff Michael J. McAuliffe, Plaintiff's wife, Plaintiff's children and/or any member of Plaintiff's family, in person, by telephone, in writing, by electronic mail, facsimile or any other medium and/or from communicating with Plaintiff, Plaintiff's wife, Plaintiff's children and/or any member of Plaintiff's family in any fashion or by any means;

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- B. Harassing, harming, threatening or in any way causing physical or emotional injury to Plaintiff Michael J. McAuliffe, Plaintiff's wife, Plaintiff's children and/or any member of Plaintiff's family; and
- C. Coming onto Plaintiff Michael J. McAuliffe's property or coming within 400 yards of Plaintiff's residence or his place of employment.

IT IS FURTHER ORDERED that the foregoing injunctions shall be binding upon Defendant Katherine Sue Sanchez Jackson and her agents, servants and employees and those persons in active concert with Defendant who receive actual notice of this order by personal service or otherwise.

The Clerk shall forthwith, when so requested by Plaintiff Michael J. McAuliffe, issue a writ of injunction in conformity with the law and the terms of this judgment.

PREFILING ORDER

The Court finds that Defendant Katherine Sue Sanchez Jackson is a vexatious litigant as defined in V.T.C.A., Civil Practice and Remedies Code § 11.054(2)(A) and (B), incorporated herein by reference, and that Plaintiff is entitled to the remedies set forth in V.T.C.A., Civil Practice and Remedies Code § 11.101.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that Defendant Katherine Sue Sanchez Jackson shall be and hereby is prohibited from filing, in propria persona, a new litigation against Michael J. McAuliffe in a court in the State of Texas without first obtaining permission to do so from the local administrative judge of the court in which Katherine Sue Sanchez Jackson intends to file said new litigation, which permission may be granted only if it appears to said local administrative judge that the new litigation has merit and has not been filed for the purpose of

harassment or delay, and the local administrative judge may condition permission on the furnishing of security by Katherine Sue Sanchez Jackson for the benefit of Michael J. McAuliffe.

The Clerk of the Court shall provide the Office of Court Administration of the Texas Judicial System a copy of this prefiling order.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that Plaintiff Michael J. McAuliffe shall have and recover from Defendant Katherine Sue Sanchez Jackson all costs of Court expended on Plaintiff's behalf in this cause for which let execution issue.

All relief requested and not expressly granted is denied.

SIGNED this 30 day of November, 2000.

ERNEST C. GARCIA

I, AMALIA RODRIGUEZ-MENDOZA, District Clerk Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office, With